

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

SOMBOP and NATEETIP BOSUWAN, a
married couple; LEON and SHARON
MADDEN, a married couple; FRANK
McCULLOUGH, an individual and on behalf
of others similarly situated,

Plaintiffs,

v.

INDYMAC MORTGAGE SERVICES, a
Division of ONEWEST BANK FSB;
REGIONAL TRUSTEE SERVICES
CORPORATION; a foreign entity; DOES I
through X inclusive; ROE Corporations I
through X, inclusive,

Defendants.

CASE NO.: 2:09-CV-02292-LRH-LRL

STIPULATION AND ORDER FOR
DISMISSAL WITH PREJUDICE AS TO
DEFENDANT REGIONAL TRUSTEE
SERVICES CORPORATION

IT IS HEREBY STIPULATED AND AGREED by and between Plaintiffs, LEON and
SHARON MADDEN and FRANK McCULLOUGH (hereinafter "Plaintiffs"), by and through
their undersigned counsel, Jamie S. Cogburn, Esq. of COGBURN LAW OFFICES, Defendant
INDYMAC MORTGAGE SERVICES, a Division of ONEWEST BANK, FSB (hereinafter

1 “IndyMac”), by and through its undersigned counsel, Elliot S. Blut, Esq. of Blut & Campain,
2 APC and Defendant REGIONAL TRUSTEE SERVICES CORPORATION, by and through its
3 undersigned counsel, Joe Solseng, Esq. of Robinson Tait, PS, as follows:

- 4 (1) That Defendant REGIONAL TRUSTEE SERVICES CORPORATION has no
5 financial interest in the property that is the subject of the present action and
6 commonly known as 314 Oliveiro Court, Henderson, Nevada 89014;
7
8 (2) That Plaintiff agrees to the dismissal of Defendant REGIONAL TRUSTEE
9 SERVICES CORPORATION with prejudice and without fees or costs to either
10 party;
11
12 (3) That Defendant REGIONAL TRUSTEE SERVICES CORPORATION agrees to
13 be bound by whatever order or judgment is issued by the court in this matter
14 regarding the non-judicial foreclosure sale of the property at issue in this action;
15
16 (4) That Plaintiffs and Defendant REGIONAL TRUSTEE SERVICES
17 CORPORATION shall bear their own costs and attorneys’ fees; and
18
19 (5) That no monetary award shall be sought or enforced against Defendant
20 REGIONAL TRUSTEE SERVICES CORPORATION.

21 DATED this 1st day of October, 2010.

22 ///

23 ///

24 ///

25 ///

26 ///

27 ///

28 ///

COGBURN LAW OFFICES

ROBINSON TAIT, PS

/s/ Jamie Cogburn

JAMIE S. COGBURN, ESQ.

Nevada Bar No. 008409

9555 S. Eastern Avenue, Ste. 280

Las Vegas, NV 89123

Attorney for Plaintiffs

/s/ Joe Solseng

JOE SOLSENG

Nevada Bar No. 011717

710 Second Ave, Suite 710

Seattle, WA 98104

*Attorney for defendant Regional Trustee
Services Corporation*

/s/ Elliot Blut

ELLIOT BLUT, ESQ.

Nevada Bar No. 006570

300 S. 4th Street, Suite 701

Las Vegas, NV 89101

*Attorney for Defendant IndyMac Mortgage
Services, a division of OneWest Bank, FSB*

ORDER

Based on the foregoing stipulations and agreements of the parties, and good cause appearing,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED as follows:

(1) That Defendant REGIONAL TRUSTEE SERVICES CORPORATION is dismissed from this matter with prejudice; and

(2) The Plaintiffs and Defendant REGIONAL TRUSTEE SERVICES CORPORATION shall bear their own costs and attorneys' fees.

IT IS SO ORDERED.

DATED this 6th day of October, 2010.



HON. LARRY R. HICKS
UNITED STATES DISTRICT JUDGE